IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 19TH JUNE 2007 / 29TH JYAISHTA 1929

Crl.MC.No. 1910 of 2007()

BAIL APPLICATION NO. 2022/2007
CRIME NO. 110/2007 of PARAPPANANGADI POLICE STATION

PETITIONER: ACCUSED 2 & 4

---

1. VIPEESH, S/O.VASU, AGED 27 YEARS, PATTAYIL HOUSE, ANANGADI.

2. SURESH, S/O.DAMODHARAN, AGED 28 YEARS, KEEZHEPPATT HOUSE, ANANGADI, KADALUNDI NAGARAM.

BY ADV. SRI.K.P.SUDHEER

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY ITS PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING SUB INSPECTOR OF POLICE,
PARAPPANANGADI, MALAPPURAM DISTRICT.

BY ADV. SRI. GIKKU JACOB, PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 19/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.1910 of 2007

Dated this the 19th day of June, 2007

ORDER

Petitioners have been released on bail subject to conditions as per order dated 04.04.07. They face allegations, inter alia, under Section 153 A I.P.C. Inter alia, the condition is imposed that the petitioners shall not enter the limits of Malappuram district until further orders. There is also a direction that the petitioners must appear before the City Police Commissioner, Kozhikode between 9 a.m and 11 a.m on all Wednesdays. The petitioners pray that the said conditions may be deleted.

2. The learned Public Prosecutor opposes the application. The learned Public Prosecutor submits that the allegation is under Section 153 A I.P.C and the police apprehend that there may be further incidents if the conditions are deleted at this point of time. The wounds created by the incident in the public mind have not healed and in these circumstances the conditions may be directed to remain in force for some further time of period, submits the learned Public Prosecutor . The learned counsel for the petitioners submits that the identical conditions imposed on one of the co-accused have already been deleted.

3. I have considered all the relevant inputs. I am satisfied that both conditions 1 and 2 imposed on the petitioners as per order dated 04.04.07 can now be modified. A period of exceeding two and a half months have already elapsed. Appropriate further condition can, of course, be imposed.

4. This Crl.M.C is, in these circumstances, allowed. The said conditions 1 and 2 are deleted. In supersession of those conditions it is directed that the petitioners must report before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays until further orders.

(R.BASANT, JUDGE)

rtr/-